IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3396 OF 2005

IN

SUIT NO.4217 OF 1997

Vandana Pravin Kumar Tayal ...Plaintiff.

vs.

Om Prakash Ganediwala. ...Defendant.

Mr.Rafeeq Peer Mohidin with A. Roy Choudhary i/b. Paras Kuhad & Associates,for Plaintiff.

Mr.V.Verma i/b. Halwasia & Co., for Defendant.

CORAM: D.K.DESHMUKH,J.

DATED: 13th June,2007.

P.C.:-

1. This is a notice of motion taken out by the plaintiff for restoration of the suit. The defendant has been served. No reply has been filed by the defendant. Therefore, accepting the averment in the

affidavit filed in support of the notice of motion at face value, the notice of motion is granted in terms of prayer clause (a). However, the plaintiff is directed to pay cost of this notice of motion to the defendant. The cost is quantified at Rs.5000/-.